Territory Library

TERRITORIAL FAIR
DEC. 4th to 9th
Phoenix, Arizona

The Graham Guardian.

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Phoenix, Arizona

ELEVENTH YEAR | SAFFORD, GRAHAM COUNTY, ARIZONA, NOVEMBER 24, 1905. | NUMBER 39.

PAY YOUR TAXES AT THE SAFFORD BANK----BRING YOUR "CARD"

REDUCED RATES

On Account of the Territorial Fair, Phoenix, Arizona, 4th to 9th Inclusive

A four-cent per mile from all G. V., G. & N. points to Bowie and return and $9.45 from Bowie to Phoenix and return has been made by the railroad companies for the territorial fair, sale dates December 3rd to 9th inclusive.

Special freight rates on exhibits. Enquire of local agents.

W. C. ROUNDY,
Agent Safford.

Methodist Conference.

The quarterly conference of the Methodist Episcopal church was held in Safford last Monday morning. Rev. S. K. Rogers, presiding elder for the territory in charge.

Rev. Rogers arrived in Safford on Saturday and preached in regular services Sunday morning and evening to large congregations. He is a forceful and eloquent speaker and a power in the pulpit, and did much during his visit here to strengthen the church at this place and to assist the local pastor.

Monday morning regular conference was held and the business of this branch attended to. Rev. Rogers took for his subject in the morning, "Lost Opportunities," and dwelt at some length on the difference between people who take advantage of all their opportunities and those who allow them to slip by.

In the evening he spoke upon the mission of Christ and the history of the people who were his followers. After the sermon the sacrament of the Lord's supper was administered.

Best Liniment on Earth

Henry D. Baldwin, Supt. City Water Works, Shullsburg, Wis., writes, "I have tried many kinds of liniment, but I have never received much benefit until I used Ballard's Snow Liniment for rheumatism and pains. I think it the best liniment on earth." 25c, 50c and $1.00.

Sold by Safford Drug Company, Safford; Thatcher Drug Company, Thatcher; Frank A. Cluff, Pima.

Connellville, Pa., had a Sunday fire on Nov. 19th in which 810,000 gallons of whiskey were burned, valued at $4,000,000.

"Concentrated Mutual Effort" What is it?

That's the question: Let me explain it to you to-day.

You want to sell your land and my buisiness is to go after a buyer. I want to sell YOUR land and if I get it on my list NOW it's money in your pocket, should I FAIL to sell it long before roses bloom up North.

There's two sure things: you want to sell; I can find a buyer. Let's get together and both make good money.

My office is in the GUARDIAN Building; my room is in the Jones Hotel, No. 6; my post office address is Box E.

Frank P. Randolph
Safford Arizona

THE PANAMA CANAL

To be on Sea Level and Will Take Twenty-Five Years to Build It---Cost $200,000,000

By a vote of eight to five, the board of engineers, who have had charge of the preliminary work of the Panama canal, decided to make the canal on sea level.

There will be two reports submitted to the commission, one in favor of the sea level and one in favor of a lock canal. After the commission decides on the kind of canal then congress will be asked for the necessary appropriation to build it.

It is estimated that it will take twenty-five years to build a sea level canal, at a cost of $200,000,000 A lock canal can be built in one-half that time.

Secretary Taft says if congress makes the necessary appropriation 25,000 men will be throwing dirt by spring.

Too Handy With Gun.

A Mexican named Rosaia Allon was killed at Ft. Huachuca last night by John Riley, proprietor of the saloon located just outside the reservation lines. It appears the Mexican who was loaded up on several brands of tanglefoot attempted to run off everyone from the premises so he might have free access to the liquid dispensary. Allon started by shooting into the various buildings and at the fleeing occupants. He also perforated the front door with bullet holes until Mr. Riley took exception to the tactics pursued. He remonstrated and in reply the Mexican was about to shoot at him, when another shot rang out and Allon fell mortally wounded. Justice McFarland and Deputy Sheriff Kelly left for the scene and held a coroner's inquest. A coroner's jury was summoned and after investigating the case returned a verdict of justifiable homicide and exhonorated Riley.—*Prospector.*

Hon. Francis H. Wilson and M. W. Ferris, president and vice-president of the Gila Valley Copper company, after spending ten days inspecting their property, left for New York last Sunday. Before leaving Mr. Ferris stated that as soon as the buildings and machinery can be erected, a large force of men will be put to work. Both gentlemen expect to return here before the winter is over.

A pound party was given at the parsonage to Rev. and Mrs. L. A. Hawley on Friday night by members of the M. E. church. About thirty persons gathered at the parsonage while Rev. and Mrs. Hawley were at choir practice. Each one was loaded with something nice to eat and when the minister and his wife returned, to say they were surprised would be putting it mildly. A real pleasant time was enjoyed by all.

Died at Duncan.

After a very short illness Mrs. Henry Tippets died at her home near Duncan last Friday and was buried Sunday.

Mrs. Tippets was a daughter of Mr. and Mrs. James Freestone, both she and her husband having resided here from childhood. She leaves a large family of small children, who have the sympathy of the entire community.

The extraction of teeth by the painless method. Go to Dr. Belt. 36-4t

The plot in real life isn't as intricate as a new stitch the women are putting in embroidery.

TAX SUITS SUBMITTED

Arguments Ended but No Decision Will be Announced by Supreme Court Until January Term

The mining assessment cases came up on the demurrer of the territory to the application for a writ of certiorari filed by the Copper Queen Consolidated Mining company before the supreme court last Friday, bringing into review the action of the territorial board of equalization in raising the valuation on patented mines in Cochise county.

The demurrer was argued at length by Attorney General Clark, who assumed that the contention of the applicant would be that the territorial board of equalization had not in the absence of a specific statute, power to raise or lower the valuation of taxable property by classes, as had been done in the case of the patented mines. That question, said Mr. Clark, was the only one brought before the court by this action and the decision of the court on the demurrer would dispose of the entire controversy.

The attorney general said that though the statute did not specifically give the territorial board the power to do what had been done, long ago it had been construed that the statute did confer that power. Successive boards had exercised it for eighteen years without question and every class of property except patented mines had been raised or lowered.

The law had been passed, said the attorney general, in 1887, and had never been changed, though every other revenue law of the territory had since then been altered at one time or another. The question of the power of the territorial board had been raised soon after the passage of the law and the matter had been submitted to the then attorney general, Clark Churchill, who construed the statutes to give the board the authority which the present board had exercised.

This continued and unopposed construction of the statute, said Mr. Clark, under a decision of the supreme court of the United States, made it the law. The attorney general recalled the fact that the legislature of 1900 had created a code commission to codify the statutes of the territory, to eliminate all crudities from them, remove all inconsistences and improprieties. The commission originally consisted of John C. Herndon of Prescott, L. H. Chalmers of Phoenix, and C. W. Wright of Tucson. On the death of Judge Wright, said the attorney general, Hon. Richard E. Sloan, a present member of the supreme bench, was appointed to succeed him. Associate Justice Nave, who had just been seated, was the secretary of the commission from the time of its organization until it passed out of existence.

This commission, said Mr. Clark, went carefully over the statutes. What was obscure was made plain, and what was improper and incongruous was eliminated. The members of the commission and the secretary being lawyers, said the attorney general, must have been cognizant of the statutes under consideration and must have known what construction had been put upon it. They must also have known of the decision of the United States supreme court with reference to the construction of statutes which for a long period of years had been allowed to go unchallenged. The speaker was therefore of the opinion that the commission entertained the idea held by him that the statute had been made to confer the power upon the board which had since been continuously exercised by it. Therefore amid all the changes which had been made by the code commission this statute had been left undisturbed.

The address of the attorney general lasted an hour and a half. At its conclusion an adjournment was taken until 10 o'clock Saturday morning, when Colonel Herring will reply.

The result of the controversy between the territorial board of equalization, the supervisors of the counties of Graham, Mohave, Yavapai and Santa Cruz over the raising of the valuations by those counties of the patented mines will not be made known until the January term of the supreme court, so says the *Republican.*

At the conclusion of the arguments last Saturday, the attorneys for both sides requested an early decision. Attorney General Clark said that by reason of the public importance of the matter, he would go beyond the bounds of propriety and urge the court to hand down a decision at the earliest possible moment. Col. Herring, as attorney for the Copper Queen Consolidated Mining company and associate counsel for the board of supervisors of Graham county, said that it was quite important that a decision be rendered before the second Monday of December, the date for the making up of the delinquent tax list. Companies represented by him, he said, were

(Continued on second page.)

IN THE CHIRICAHUAS

Report Says Big Bodies of Sulphide Ore Has Been Struck by Chiricahua Development Co

It is reported here on what is supposed to be reliable authority that the Chiricahua Development company has, within the past few days struck immense bodies of sulphide ore, running from five to seven per cent in copper.

This company's mines are located about twenty-five miles from San Simon station in the Chiricahua mountains. The company has been developing there for about three years, and has probably $150,000 worth of machinery employed. They have not only sunk a deep shaft but have tunneled, cross-cut and run drifts. They have spent their entire time in development work, not gophering, and their reward has come, as it will to all who have good prospects in Arizona, if intelligent development work is done.

The first big bodies of ore were encountered in the tunnel, and it is now reported that the same kind of ore, in equally large bodies, has been encountered in the shaft. The company has been holding thirty six claims and since striking ore have brought up all the other claims in that vicinity that were for sale.

One Hundred and Twenty

Last Sunday morning at four o'clock the steamer Hilda, in a blinding snow storm, struck rocks off the French coast and went to the bottom almost immediately.

Aboard were one hundred passengers and a crew of twenty-six. All went to the bottom except five passengers and one of the crew.

Another Editor in Trouble

J. W. Milnes of the *Daily Journal-Miner*, has been arrested for contempt of court at Prescott. His enterprising newspaper made too much of a scoop and its editor now faces the charge of contempt.

Milnes in his paper published the doings of the grand jury before they had been reported to the district court, and for this he was brought before District Judge Richard E. Sloan, who ordered his arrest.

Pending the hearing of the matter Milnes was placed under a bond of $500, and permitted to go. He readily furnished the bond, several of his friends coming to his assistance as soon as it became known that he needed them.

It seems that last Tuesday the grand jury held an important session in Prescott, returning indictments against the following: James P. Sias, for embezzlement of funds while undersheriff to Joe Roberts; John Skaggs for murder of George Clark; Sadie Easley for assault with intent to kill; Pete Abeyia, murder; Mrs. Cora Olin and E. Peterson, harboring fugitives; William Oliphant, murder of Mexican at Congress, while deputy sheriff.

Editor Milnes, though the members of the grand jury are sworn to secrecy as well as the district attorney and his assistant, secured all these indictments before they were repeoted to the court and published a complete account in his paper.

Not satisfied with a bare mention of the indictments, he went into details, describing the entire evidence that was placed before the grand jury in the case of John Skaggs for the murder of Clark. Nineteen witnesses were examined in this case.

When the story of the grand jury's doings appeared in the Prescott paper, there was consternation among the court officials, and Editor Milnes was hunted up and told that he must face a charge of contempt of court.—*Post.*

MURDERED AT CLIFTON

Two of the Murderers Captured and One Killed by a Posse of Officers.

The *Copper Era* gives an account of the murder of an old Chinaman above Clifton a week ago last Friday. Three Chinamen were in charge of the Chinese gardens. Two were sleeping in one cabin and one in another.

The murderers attempted to blow up the two Chinamen but only succeeded in stunning them. At this time the old man came out of the other hut and was shot dead by the murderers. One of the other Chinamen grabbed a shotgun and the two appeared, to be immediately shot down. The Chinaman fired his shot gun and badly wounded one of their assailants.

The next day officers tracked the murderers into Clifton by the blood from the wounded one, but so far he has not been found, although two Mexicans, supposed to have been members of the gang were later arrested in Silver City.

On the following Tuesday the officers were informed that one of the murderers was at a cabin on Sardine creek. A posse went after him. When they came in sight of the cabin the Mexican came out and opened fire on them. After the second shot his Winchester refused to work and he was shot dead by members of the posse.

The El Paso Store.

The business of the El Paso Store has increased so rapidly that Mr. Simon has found it necessary to employ two additional clerks. Mr. Ernest Jeter and Miss Ella Young will now be found behind the counters, ever ready to treat customers with the utmost courtesy. New goods are arriving daily. The store is full of all kinds of dry goods, shoes, hats, etc., but they are being sold so rapidly that a constant stream of new goods must arrive daily to keep the stock up to the standard. When you go to the El Paso store you are sure of the right kind of treatment. 1t

Got Fifty Days

About the 5th day of this month Asa Packer's house was broken into and a large amount of wearing apparel, a gun, a valuable bracelet and several other articles were carried away.

Several days ago the stolen goods were cached in M F. Swanger's hay stack. After watching several days suspicion pointed to a couple of Mexicans and they were arrested on Sunday by Constable Johnson.

The trial was held before Justice Fonda on Tuesday. There was no direct evidence against them, but Jesus Granado plead guilty to receiving stolen goods, claiming that the articles were given to him by a man named Franco on the rail road track. He was sentenced to fifty days on the county's wood pile and the other one was discharged.

Mrs. A. V. Jones, returned from Illinois last Tuesday. She left her son Wiley, in school there. The train on which she returned had a head on collision at Harrington, Kansas as it entered the depot yards. The engine was completely demolished but none of the passengers were injured.

Let two men get to gossiping, and before long you will hear one of them say something about some man who has everything in his wife's name.

Go to Dr. Belt and have your teeth examined. The best is the cheapest. 36-4t

RIGID RULES

No class of business requires more careful attention, or insists upon more rigid rules than that of banking. It has always been our earnest endeavor to conform to these requirements.

—SAFETY FIRST LIBERALITY NEXT.—

THE BANK OF SAFFORD,
SAFFORD, ARIZONA.

RESPONSIBILITY OVER $100,000.00

J. N. PORTER, Prest. J. C. PURSLEY, Vice-Prest.
J. N. ROBINSON, Cashier.

LOCAL NEWS OF THE WEEK.

Items of Local Interest Gathered by Reporters on their Rounds.

DOINGS IN AND ABOUT TOWN

Breezy Little Notes of General Interest Picked up Here and There.

This paper is kept on file at E. C. Dake's advertising Agency, 121 Sansome Street San Francisco California, where contracts for advertising can be made for it

J. E. Carpenter returned to the strip this week.

Will Hillhouse left Monday on a visit to California.

G D. Brier has been quite seriously ill this week.

The well boring outfit fired up their boiler yesterday morning.

Mrs. E. A. Tucker and her son, Dr. Tucker, are both quite ill this week.

According to the dispatches a woman in Philadelphia celebrated her 135 birthday last Monday.

Little Sarah Cavness, who has been seriously ill with typhoid-pneumonia, is reported better.

T. A. Lewis, representing the Peters Shoe Co., of St. Louis, was interviewing our merchants this week.

Knight Smith of Los Angeles, arrived in Safford last Wednesday evening on a visit to his brother, W. C. Roundy.

Orders have been issued that no more freight will be received or loaded in front of the Safford depot on account of the danger to teamsters and others, by the numerous passing trains.

Messrs Jeter and Ellis, who are building the new Baptist church, are rushing the building right along. When completed it will be a neat and comfortable place for the church to meet in.

A few days ago H. W. Bishop sold the sixteen acres of land just east of Layton, belonging to Geo. Quinn, to Jos. Greenhalgh for $1,600. Also the Morg. Merrill place at San Jose to Geo. Quinn for $6,500.

R. E. Benedict returned from the Mining Congress this week. Mr. Benedict read a very interesting paper before the congress. He reports an unusually large attendance and a profitable meeting. The next meeting will be in Denver.

Just after dark last Monday night Ben R. Clark and Mit Simms left Safford for the river bottoms on a coon hunt, accompanied by something less than 50 hounds. We have not yet learned whether they found the coons or the coons found them.

Austin Evans narrowly escaped a collision with the passenger train last Tuesday morning. He had a load of apples to express. He heard the pay car arrive and depart and thinking it was the passenger, hurried to the depot before a freight should arrive and got there when the passenger train was not over 200 yards away He barely had time to get the team off the track when the passenger came thundering in

The GUARDIAN prints the news

Hon. Eugene A. Tucker was admitted to the bar of the supreme court of the territory last Friday at Phoenix.

The Hay Dealers Association of the Gila Valley have advanced the buying price of hay to $7.50 and the selling price to $8, per ton.

The GUARDIAN is read by the people, as evidenced by the great amount of advertising carried by our business men in its columns.

L. Kamstra is receiving almost daily a beautiful lot of Christmas presents, in the shape of watches and all kinds of jewelry and silver ware.

The pay car, with Supt. Martin and his clerk, J. W. Williams in charge, passed through Safford last Tuesday, putting a glad smile on the faces of all the railroad boys.

C. H. Wild, mail clerk on the El Paso & Southwestern between El Paso and Benson, passed through Safford last Tuesday on his way to Globe.

On Friday last Hon. Fredrick S. Nave was sworn in by the Chief Justic as Associate Justice of the Supreme Bench and was assigned to the fifth district, composed of Graham and Gila counties.

Parley P. Greer, cashier of the First National Bank of Clifton, accompanied by his wife, spent last Monday and Tuesday in Safford, visiting relatives and friends. They left for Globe Tuesday night.

J. M. Foster, of the Cyclone store bought 50 fat turkeys of S. P. Cromb a few days ago, paying $165 for them. The Cyclone has already bought more than $1,000 worth of turkeys this year and are still buying all they can get.

Dr. A. M. Tuthill, Dr. Story, of Morenci, and D. J. Alberger, of Los Angeles, passed through Safford last Tuesday night en route for San Carlos, where they will be joined by J. W. Duncan and W. O. Tuttle. From there they will go out to Black river on a bear hunt.

A Kentucky editor printed the following: "The fellow who is courting a certain married woman had better leave town, as the husband is onto him." The paper had not been out long before, every man in town had left except three old cripples and a man who did not read the paper.

Millinery Closing Out Sale

C. J. Conner is down from Globe with the E. J. Harris stock of millinery goods and will close them out regardless of cost.

Mrs. Harris had the finest stock in the territory, but on account of sickness has had to retire from business and has authorized Mr. Conner to get rid of every hat, ribbon, ornament and feather of the stock at prices to warrant a complete clean up.

He says he will even take poultry, turkeys, eggs, potatoes or fruit in exchange at market rates for any or all goods. Sale will be held in the Birdno building, Safford, commencing at 10 a. m., Saturday, November 25th. We desire to call your attention to Mr. Conner's large display ad on the fourth page.

A BUSINESS LUXURY

A CHECKING-ACCOUNT is a business necessity; and he who tries to get along without one is at great disadvantage.

It is not required that a person should have a large bulk of business in order to open an account.

Professional men, farmers, and even many women, are running checking-accounts. If you have never done business in this way, and are not familiar with the plan, come to us and we will get you started.

GRAHAM COUNTY STATE BANK,
Thatcher, Arizona.

DR. W. E. PLATT, M. D., President WM. A. MOODY, Vice President
J. D. LEE, Cashier MYRON ALLRED, Ass't Cashier

LEVI STRAUSS & CO'S
OVERALLS

DR. H. W. HORN
ALEXANDER VEITCH
A. T. THOMSON
HENRY HILL
A. G SMITH
D. W. WICKERSHAM
H. S. VAN GORDER
C. E MILLS
I. E. SOLOMON
WALTER DOUGLAS
BOB SLOAN
CHAS. F. SOLOMON
T. A. PASCOE
PH. FREUDENTHAL
L. D. RICKETTS

ARE STOCKHOLDERS of the

GILA VALLEY BANK and TRUST CO.

Capital $75000. Profits $10000

The Guardian.

NOVEMBER 24, 1905

Entered in the postoffice, Safford, Arizona, as second-class mail matter.

TERMS:

One year, in advance..... $1.50
Six Month..... 75

Address all Communications
The Guardian Pub. Co.,
SAFFORD, ARIZ

PUBLISHED EVERY FRIDAY
—BY THE—
GUARDIAN PUBLISHING CO.,

RATES OF LEGAL ADVERTISING.

The following scale of prices has been adopted by the GUARDIAN on legal advertising:

Patent mining notices, per inch (10 insertions)	$5 00
Articles of Incorporation (5 insertions) per inch	3 00
Notice to creditors and similar notices from the Probate Court, per notice	7 50
Land Proofs	10 00
Notice of Forfeiture	15 00
Contest Notice	15 00
All other legal advertising, per inch, each insertion	1.00

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N. G. Layton.....Phoenix

U. S. MARSHAL—
Ben Daniels.....Phoenix

U. S. DISTRICT ATTORNEY—
F. S. Nave.....Tucson

CAPTAIN OF RANGERS—
Thos. S. Rynning.....Douglas

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H. B. Rice, Council.....Morenci.
W. T. Webb, Assembly.....Pima.
Lamar Cobb, Jr. Assembly.....Clifton.

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Baylor Shannon.....Clifton.
B. F. Billingsley.....Duncan.
Geo. A. Olney.....Safford.
George Carlton, Clerk.....Solomonville.

SHERIFF—
James V. Parks.....Solomonville

DISTRICT ATTORNEY—
C. L. Rawlins.....Solomonville

PROBATE JUDGE—
F. C. Little.....Solomonville.

RECORDER—
Mit Simms.....Solomonville.

TREASURER—
Ben R. Clark.....Solomonville.

CLERK DISTRICT COURT—
Frank Dysart.....Solomonville.

SCHOOL SUPERINTENDENT—
Wm. A. Moody.....Thatcher

ASSESSOR—
John J. Birdno.....Safford.

TAX SUITS SUBMITTED

(Continued from first page.)

holding out taxes on property valued at more than $3,000,000. Or rather the treasurers of the counties were refusing to accept payment of taxes on valuations made by the county boards while this action was pending.

The court had previously announced that by reason of the importance of the case and the necessity of examining the voluminous authorities which had been presented on both sides, a decision could not be arrived at at once. Beside, the members of the court had business awaiting them in their respective districts. But after the statement of the attorneys the court held another conference on the subject of the adjournment At the conclusion of it the court announced an adjournment sine die thus putting the matter over to the January term

The case was opened last Friday and resumed Saturday morning by the reply of Mrs. T. R. Sorin to the argument of Attorney General Clark the day before on the territory's demurrer to the application of the Copper Queen Consolidated company for a writ of certiorari. Mrs. Sorin's argument was comparatively brief. She dwelt for the most part upon the Colorado statute from which the statute of this territory of 1887 was taken and which it had been held by the supreme court of Colorado did not empower the state board of equalization of that state to do what the territorial board of equalization had done. Therefore the legislature of Colorado of 1889 had found it necessary to expressly confer upon the assessing board of that state the power to raise and lower the valuations of property either by classes or in the aggregate. It was the theory of Mrs. Sorin that since the statute of Colorado had been adopted by this territory the judicial expression of that state should be made applicable here. This latter view was supported by a half dozen authorities from various states.

In the afternoon the most interesting phase of the controversy was presented. The night before it was doubtful if it would be reached. That was the application of the territory for writs of mandamus against the boards of the four counties to compel them to enter, upon their tax rolls figures made by the territorial board of equalization. District Attorney Ellinwood of Yavapai for the supervisors of that county, began the argument of a demurrer to the application of the territory. He presented four propositions but announced that inasmuch as two of them relating to the power of the territorial board to make the raises had been gone over he would confine his argument chiefly to the following: "Mandamus will not be awarded to compel county officers to do any act which they are not authorized or required to do by the laws of the territory. The office of mandamus is not to create new duties but to compel the discharge of those already existing and the writ only lies where there is a plain dereliction of a statutory duty."

"In this case," said Mr. Ellinwood, "there is no statute compelling the county boards to do what the territorial board desired done. The relation between the territorial board and the county boards and the authority of the former over the latter, said Mr. Ellinwood, is set forth in the following statute: 'On or before the fourth Monday in August in each year, the territorial auditor shall transmit to the board of supervisors of each county a statement of the changes, if any, which have been made in the assessment by the territorial board of equalization and the rate of taxes which is to be levied and collected within said county for territorial purposes, etc.' This," said Mr. Ellinwood, "is the only duty required of the county boards by the statute. They are not compelled to take any action with reference to entering up the changes made by the territorial board. So," said he, "there is no law or statute giving authority or imposing the duty on the board of supervisors of Yavapai county and the clerk thereof to add to and carry out upon the assessment roll of said county the increased valuations and changes made in said assessment by the territorial board of equalization.

"There is," said Mr. Ellinwood, "a defect in the law defining the duties of the county boards after receiving the statement from the territorial auditor, a casus omissus, a jumping off place. The district attorney quoted from Merrill on mandamus: "The court cannot order an officer to do an act which without the order of the court would not be his legal duty, an act beyond the duties enjoined upon him by law as pertaining to his office or position, an act not authorized by law. Since the writ only issues to enforce the law as it stands it will not be used to enforce casus omissus in the law."

Mr. Ellinwood quoted copiously from the American and English Encyclopedia, from California and Colorado reports and from Justice Sloan in the Bravin case from Tombstone. He further cited the following opinion from Justice White of the United States supreme court in the case of the United States vs. Lamont: "Moreover the obligation must be both peremptory and plainly defined. The law must not only authorize the act but it must require the act to be done. A mandamus will not lie against the secretary of the treasury unless the law requires him to do what he is asked in the petition to be made to do.

Another suggestion made by Mr. Ellinwood was that at the time of the beginning of the mandamus proceedings the duplicate tax roll of the county of Yavapai had passed by law beyond the control of the county board and was in the possession of the treasurer and tax collector. He was the person against whom the mandamus proceedings should have been begun if against anybody.

Mr. Ellinwood spoke briefly on a proposition that the territorial board had exceeded its authority in making the raises and he was followed by District Attorney Rawlins of Graham county whose contention was that the territorial board had no authority to increase the valuations which had been sent to it, it being presumed that the proper valuation had been made by the assessing powers of the county. Mr. Rawlins further said that the increase was unnecessary, a fact shown by the territorial board having already fixed the rate of taxation for territorial purposes on a basis of a valuation of $40,000,000. Why then had it added $9,000,000 more to the territorial valuation?

Col. Herring closed the argument against the territory in a brief address in which he said that the territorial board must have been impressed with its want of authority to enforce the changes it had made. The statement of the territorial auditor to the county boards he said did not order or even request them to do anything. It was a mere notification of the territorial board.

When Col. Herring had concluded, Attorney General Clark half rising inquired: "Have the gentlemen on the other side anything more to offer."

"Not unless the attorney general offers something newer than he has offered," replied Col. Herring.

"I could not well offer anything older than has been offered," retorted Mr. Clark.

The attorney general said that he had supposed that the proceedings had been undertaken in an honest effort to ascertain the power and authority of the territorial board and he deprecated the introduction of trifling technicalities into the investigation. He regretted also that the district attorneys of the counties had come into the controversy in this spirit and he intimated that they were moved less by the interest of the taxpayers of their counties than by the interest of the corporations doing business in them. He had no fault to find with the position of Col. Herring who pretended to represent nothing else than the corporations and who was therefore engaged in the performance of a legitimate duty.

Regarding the argument which had been made by Mrs. Sorin and Col. Herring concerning the applicability of the Colorado statute, the decision of the supreme court of that state and the subsequent curative legislation of Colorado and similar authorities which had been quoted from other states, the attorney general said that it had been found that the constitutions of those states had made it impossible to do what had been done in Arizona which has no constitution. The situation was quite different and he quoted a New Mexico case in which this difference had been set forth by the supreme court of that territory which is also without a restricting constitution.

As to the argument of Mr. Ellinwood against the mandamus, the attorney general said that his position was not in conflict with the principles laid down by the authorities which Mr Ellinwood had introduced. Mr. Clark said that he had gone over all those decisions and in every one of them there was either some doubt as to the duty to be performed or as to the officer who should perform it. In such a case of statutory uncertainty mandamus plainly would not lie.

But here the situation was different. There was no doubt about the duty to be performed by the county boards. They had been performing it for 18 years during which no question of the right of the territorial board had been raised. If the duty was not plainly specified it was plain by implication; the whole tax scheme of the territory pointed to it. The intent of the legislature too should be taken into consideration. Nothing else could have been meant than had already been construed.

Reverting again to the construction which had prevailed for eighteen years, Mr. Clark said that under a decision of the supreme court of the United States the law under which the territory had been operating had become stronger than the literalism of a statute.

This was the end of the argument. In reply to a question by the court Mr Clark said that he would like five days in which to file a brief which would include reference to the decisions to which he had alluded in replying to Mr. Ellinwood. He had made a list of them but had mislaid it.

Mr. Ellinwood offered his brief at once. Col. Herring presented his which is made up mostly of citations. Then after the conference of the court regarding an early decision an adjournment was taken sine die. The case is now before the court on the two demurrers.

J. A. McIntire
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Sharp Razors, Clean Towels, Hair cuting and Shampooing, in the latest style. Honing razors a specialty. Satisfaction guaranteed, or hair and money refunded.

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SOFT AND MELLOW
OLD TOM HOWE
WHISKEY
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DANIEL & SMITH,
Globe, Arizona
ALEXANDER BROS.
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C. W. MORRIS,
Safford, Arizona

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Our Store is headquarters for all such goods. You will find them on display this week

Our line consists of Presents suitable for all, from the youngest to the oldest. These goods will be marked at rock-bottom prices.

We have beautiful Glass Water Sets richly decorated with gold and colors; also Tea Sets and other Novelties to match them.

Large Plain Glass Pitchers decorated white frosted leaves and vines. An elegant line of Chocolate sets.

Have just received another line of Ladies Collars in colors White, Black, Pink, Blue, and combination of colors. Very striking in appearance, priced from 25 to 50 cents.

Another line of fancy Laces just in by express

A large line of silks just received 36 inch Black Poie-de-Soie fine quality, and other widths in Black. Fancy Silks in all colors suitable for waists, also beautiful plaids marked at prices to suit every lady's purse.

Don't fail to visit our store and see these goods as we know they will please you.

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BROOKEN & ROBINSON
Dealers in, Fresh Meats, Beef, Pork and Mutton, Eggs, Butter and Green Vegetables.
WE SOLICIT YOUR PATRONAGE

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DEALERS IN
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Geo. A. OLNEY, Porprietor
For Everything in the Market Line
Such as Beef, Mutton, Pork, Veal, Lamb, Smoked and Salted Meats, Poultry, Fish and Fresh Vegetables.

Received this Week Car Load
Dried Fruits
Including Currants, seeded Raisins, Citron, Lemon Peel, Orange Peel, loose Muscated Raisins, London Hayer Raisins, evaporated Peaches, Apricots and Apples.
DO NOT BUY UNTIL YOU GET OUR PRICES
Remember: 1st Territorial Fair Phoenix, Ariz., Dec. 4th to 9th, 1905.
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Safford; Globe, and Bowie, Arizona

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One Block North of Depot,
Fine, Large, well Ventilated rooms. Everything first-class. Special accommodations for Transients. Large display sample room. Chicken or Turkey dinner on Sunday and Wednesday
HOT AND COLD BATHS AT ALL HOURS.
MRS. A. V. JONES, Proprietress,
Safford, Arizona.

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You will find us on main street, opposite the new Bank building. We keep everything that is cooked in a first-class Bakery. "Bread like mother used to make," Cakes, Pies, Cookies, etc. It is our pleasure to accommodate you.

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I am prepared to do all kinds of Dental Work. All work and Material guaranteed to be first-class
Bridge, Crown and Plate Work a Speciality
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Your Attention, Please!

If you are looking for a Christmas Present for your wife, Mother, or sweetheart, go to L. KAMSTRA, Saffords, Jewelry.

He has the finest lot of Gold Watches ever seen in Safford, for both ladies and gents. Fobs, Chains and Rings, Stick Pins and Ornaments. Special rates on Diamond Rings made to order. Engraving on any Jewelry bought from me, free of charge

If you want a nice Christmast or Wedding Present I can suit you. Beautiful Clocks and all kinds of Ornrnamsnts. Fountain Pens, etc.

First publication Nov. 10—6 times

ARTICLES OF INCORPORATION.

of

Royal Tinto Mining and Smelting Company.

THIS IS TO CERTIFY that the undersigned do hereby associate themselves into a corporation, under and by virtue of the provisions of an act of the legislature of the state of New Jersey, entitled "An act concerning corporations, revision of 1896," and the several supplements thereto and acts amendatory thereof, and do severally agree to take the number of shares of capital stock set opposite their respective names:

FIRST: The name of the corporation is "Royal Tinto Mining and Smelting Company."

SECOND: The location of the principal office of said corporation in this state is No. 76 Montgomery street, Hudson county, state of New Jersey, and the name of the statutory agent thereon and in charge thereof, upon whom process against this corporation may be served is the Imperial Trustee Company.

THIRD: The objects for which this corporation is formed, are as follows:

a. To carry on the business of mining, milling, concentrating, converting, smelting, treating, preparing for market, manufacturing, buying, selling, exchanging and otherwise producing and dealing in gold, silver, copper, lead, zinc, brass, iron, steel and in all kinds of ores, metals and minerals, and in the products and by-products thereof of every kind and description, and by whatsoever process the same can or may hereafter be produced, and generally and without limit as to amount in any part of the United States of America, or of Canada, Mexico, or other foreign countries.

b. To buy, sell, purchase, lease or in any manner own or acquire, hold or transfer mines or mineral lands of every kind, nature and description, or any interest therein, in any part of the United States of America, or of Canada, Mexico, or other foreign countries, and to explore, work, exercise, develop and turn to account the same; to quarry, smelt, refine, dress, amalgamate and prepare for market, ore, metal and mineral substances of all kinds and to carry on any other operations which may seem conducive to any of the company's objects; to buy, sell, manufacture and deal in minerals, plant, machinery, implements, conveniences, provisions and things capable of being used in connection with mining operations or required by workmen and others employed by the company; to construct, carry out, maintain, improve, manage, work, control and superintend any roads, ways, railways, bridges, reservoirs, water courses, aqueducts, wharves, furnaces, mills, crushing works, hydraulic works, factories, warehouses and other works and conveniences which may seem directly or indirectly conducive to any of the objects of the company, and to contribute, to subsidize or otherwise aid or take part in any such operations.

c. To purchase or otherwise acquire, sell, dispose of and deal in real and personal property of all kinds and in particular lands, buildings, business concerns and undertakings, mortgages, shares, stocks, debentures, securities, concessions, produce, policies, book-debts and claims and any interest in real or personal property and any claims against such property or against any person or company, and to carry on any business, concern or undertaking so acquired.

d. To enter into, make, form and carry out contracts of every kind and for any lawful purpose with any person, firm, association or corporation.

e. To issue bonds, debentures or obligations of the company from time to time for any of the objects or purposes of the company, and to secure the same by credit, pledge, deed of trust or otherwise, and also to purchase, hold and re-issue the shares of its own capital stock.

f. To the extent and in the manner permitted by local laws to conduct business in any of the states, territories, colonies or dependencies of the United States, in the District of Columbia and in any and all foreign countries, to have one or more offices therein and either to hold, purchase, mortgage and convey real and personal property.

g. The forgoing clauses shall be construed both as objects and powers, and it is hereby expressly provided that the foregoing enumeration of specific powers shall not be held to limit or restrict in any manner the powers of the corporation.

h. In general, to carry on any other business in connection with the foregoing, whether manufacturing or otherwise, and to have and to exercise all the powers conferred by the laws of New Jersey upon corporations formed under the act hereinbefore referred to.

FOURTH: The total authorized capital stock of this corporation is One Million Dollars ($1,000,000.00) divided into One Million (1,000,000) shares of the par value of One Dollar ($1.00) each.

FIFTH: The names and the postoffice addresses of the incorporators and the number of shares subscribed for by each, the aggregate of such subscriptions being the amount of capital stock with which the company will commence business, are as follows:

Name	Postoffice Addresses	No. of Shares
Arthur Kollins,	18 West 18th street, Manhattan, N. Y. City.	490
Meyer Goodfriend,	9 Maiden Lane, Manhattan, N. Y. City.	490
Ambrose G. Todd,	Summitt, New Jersey.	10
Herbert Reeves,	No. 55 Liberty Street, Manhattan, N. Y. City.	5
Anna A. Byrne,	No. 55 Liberty Street, Manhattan, N. Y. City.	5

SIXTH: In furtherance and not in limitation of the powers conferred by statute, the Board of Directors are expressly authorized:

a. To hold their meetings, to have one or more offices, and to keep the books of the company within or without the state of New Jersey, at such places as may be from time to time designated by them; but the company shall always keep at its registered office in New Jersey a transfer book in which the transfers of stock can be made, entered and registered, and also a stock book containing the names and addresses of the stockholders, and the number of shares held by them respectively, which shall be at all times during business hours open to the inspection of the registered stockholders in person.

b. To determine from time to time whether, and, if allowed, under what conditions and regulations the accounts and books of the company (other than the stock and transfer books,) or any of them, shall be open to the inspection of the stockholders, and the stockholders' rights in this respect are and shall be restricted or limited accordingly.

c. To make, alter, amend and recind the by-laws of the company, to fix the amount to be reserved as working capital, to fix the time for the declaration and payment of dividends, to authorize and cause to be executed mortgages and liens upon the real and personal property of the company, provided always that a majority of the whole board concur therein.

d. A resolution in writing signed by all the members of the board of directors or executive committee, shall be deemed to be action by such board or executive committee, as the case may be, to the effect therein expressed with the same force and effect, as if the same has been duly passed by the same vote at a duly convened meeting, and it shall be the duty of the secretary of the company to record such resolution in the Minute Book of the company (under its proper date.

e. The company may use and apply its surplus earnings or accumulated profits to the purchase or acquisition of property, and to the purchase or acquisition of its own capital stock from time to time, to such extent and in such manner, and upon such terms as its board of directors shall determine; and neither the property nor the capital stock so purchased and acquired shall be regarded as profits for the purpose of declaration of payment of dividends, unless otherwise determined by a majority of the board of directors.

f. Subject to the foregoing provisions, the by-laws may prescribe the number of directors to constitute a quorum at their meetings.

g. The company reserves the right to amend, alter, change or repeal any provision contained in this certificate in the manner now or hereafter prescribed by statute for the amendment of the Certificate of Incorporation.

SEVENTH. The period of existence of this company is to be perpetual.

In witness whereof, we have made, signed and acknowledged this certificate, this 22nd day of May, 1905.

ARTHUR KOLLINS,	L. S.
MEYER GOODFRIEND,	L. S.
AMBROSE G. TODD,	L. S.
HERBERT REEVES,	L. S.
ANNA A. BYRNE,	L. S.

State of New York, } ss.
County of New York. }

Be it remembered, that on this 22nd day of May, in the year of our Lord, Nineteen Hundred and Five, before me, a Notary Public acting in and for the county of New York, personally appeared Arthur Kollins, Meyer Goodfriend, Ambrose G. Todd, Herbert Reeves and Anna A. Byrne, whom I am satisfied are the persons mentioned in the foregoing Certificate of Incorporation, and I having first made known to them the contents thereof, they thereupon acknowledged that they signed, sealed and delivered, the same as their voluntary act and deed for the uses and purposes therein expressed.

J. ALEXANDER S. ROWLAND,
Notary Public, Kings County.
Certificate filed in New York County.

State of New York, } ss.
County of New York. }

I, Thomas L. Hamilton, clerk of the county of New York, and also clerk of the supreme court for said county, the same being a Court of Record, do hereby certify, that Alexander S. Rowland, whose name is subscribed to the certificate of proof or acknowledgment, of the annexed instrument, and thereon written, was at the time of taking such proof and acknowledgment, a notary public acting in and for said county duly commissioned and sworn, and authorized by the laws of said state to take the acknowledgments and proofs of deeds or conveyances for lands, tenements or hereditaments in said state of New York. And further, that I am well acquainted with the handwriting of such Notary Public, and verily believe that the signature to said certificate of proof or acknowledgment is genuine.

In witness whereof, I have hereunto set my hand and affixed the seal of the said court and county, the 23rd day of May, 1905.

THOS. L. HAMLINTON,
[L. S.] Clerk.

Endorsed: "Received in the Hudson, Co. N. J., clerk's office May 23rd, A. D., 1905, and recorded in Clerk's Record No.——on Page——

JOHN ROTHERHAM, Clerk."

"Filed and recorded May 23, 1905.
S. D. DICKINSON,
Secretary of State.

State of New Jersey. }
Department of State. }

I, S. D. Dickinson secretary of the state of New Jersey, do hereby certify that the foregoing is a true copy of Certificate of Incorporation of "Royal Tinto Mining & Smelting Company," as the same is taken from and compared with the original filed and recorded May 23, 1905, and now remaining on file and of record in my office.

In testimony whereof, I have hereunto set my hand and affixed my official seal at Trenton, this Twenty-sixth day of September, A. D., 1905.

[SEAL] S. D. DICKINSON,
Secretary of State.

State of New Jersey.

I, Edward C. Stokes, governor of the state of New Jersey, do hereby certify that S. D. Dickinson, Esquire, who hath signed the annexed certificate, and whose official seal is thereto annexed, was at the doing thereof, and now is, secretary of state of the state of New Jersey, duly appointed, commissioned and sworn, and that full faith and credit are to be given to his official attestations; that the said signature is in the proper handwriting of the said S. D. Dickinson, and the seal his seal of office, and that the said certificate is in due form of law and by the proper officer.

In testimony whereof, I have hereunto set my hand and caused the great seal of the state of New Jersey to be hereunto affixed at the city of Trenton, in said state, this Twenty-sixth day of September, in the year of our Lord one thousand nine hundred and five and of the Independence of the United States one hundred and thirty.

[SEAL]

By the governor. E. C. STOKES.
S. D. DICKINSON,
Secretary of State.

First Publication Nov. 10—6 Weeks

AMENDED ARTICLES OF INCORPORATION

Of the

VALLEY MILLING COMPANY

WHEREAS: At a meeting of the stockholders of the Valley Milling Company, held at its office and principal place of business in the town of Safford, in Graham county, in the territory of Arizona, on the 5th day of September, A. D., 1905, pursuant to regular notice thereof to each of the stockholders of the said company.

That at said meeting all of the capital stock of said corporation was represented by stockholders in person and by proper proxies.

That said stockholders meeting was called for the purpose of submitting to the stockholders the question of increasing the authorized capital of the said company from Thirty Thousand ($30,000.00) Dollars to One Hundred Thousand ($100,000.00) Dollars by the amendment of Article Four (4) of the Original Articles of Incorporation.

That at said stockholders' meeting the following resolution was passed by the unanimous and affirmative vote of the stock of the said stockholders thereat, to wit:

RESOLUTION.

Resolved: That Article Four (4) of the Original Articles of Incorporation be amended so as to read as follows, to-wit:

ARTICLE FOUR

"The authorized capital of this company be One Hundred Thousand ($100,000.00) Dollars divided into One Hundred Thousand shares at the par value of One ($1.00) Dollar each, and all stock issued thereof shall be fully paid, and certificates of stock shall express on their face the word 'fully paid and non-assessable.'"

AND WHEREAS: It was further ordered by the said stockholders at the said meeting thereof, that for the purpose of carrying into effect the foregoing resolution, the amended Articles of Incorporation of this company, shall be signed and acknowledged by the president thereof and attested by the secretary thereof, as required by law.

NOW THEREFORE KNOW ALL MEN BY THESE PRESENTS: That I, D. W. Wickersham, the president of the Valley Milling Company, in obedience to the said order, and for the purpose of carrying the said resolution into effect, do sign and acknowledge, and I, W. W. Pace, the secretary thereof, do attest the execution of these amended Articles of Incorporation of the said Valley Milling Company in the Amendment of Article Four (4) of the said Original Articles of Incorporation as follows, to wit:

ARTICLE FOUR.

The authorized capital of this company shall be One Hundred Thousand ($100,000.00) divided into One Hundred Thousand (100,000) shares of the par value of One ($1.00) Dollar each and all stock issued thereof shall be fully paid, and certificates of stock shall express on their face the words "full paid and non-assessable."

In witness whereof, I, D. W. Wickersham, the president of the Valley Milling Company, have hereto set my hand as president, and I, the said W. W. Pace, the secretary thereof, have attested the execution hereof and have affixed the seal of the said company hereto on this the 5th day of September, A. D., 1905.

[SEAL] D. W. WICKERSHAM,
President of the Valley Milling Company.
Attest: W. W. PACE,
Secretary of the Valley Milling Company.

Territory of Arizona, } ss.
County of Graham. }

Before me, Frieda Mashbir, a Notary Public in and for Graham county, in the territory of Arizona, on this day personally appeared D. W. Wickersham, known to me to be the person whose name is subscribed to the foregoing instrument and to be the president of the Valley Milling Company, and W. W. Pace known to me to be the person who attested the same and the secretary of the said Valley Milling Company, and acknowledged to me that they executed the same for the purpose and consideration therein expressed.

In witness whereof, I have hereunto [SEAL] set my hand and affixed my notorial seal on this the 2nd day of November, A. D. 1905.

FRIEDA MASHBIR,
Notary Public.
My commission expires Dec. 16, 1906.

Filed and recorded at request of C. E. Mounman, Nov. 3, 1905, at 11 a. m.

Territory of Arizona, } ss.
County of Graham. }

I, Mit Simms, county recorder of Graham county in the territory of Arizona, hereby certify that the above and foregoing is a full and complete copy of the amendment of the Articles of Incorporation of the Valley Milling Company and the whole thereof, filed in my office for record on the 3rd day of November, A. D. 1905, and now recorded therein in Book No. 2 of records of Incorporation, on page 101 thereof.

In witness whereof, I have hereto set [SEAL] my hand and affixed the seal of the said office this 3rd day of November A. D. 1905.

MIT SIMMS,
County Recorder in and for Graham county, Arizona.
By L. SIMMS, Deputy Recorder.

It has occurred to every girl, no doubt, that the reason she may never marry a millionaire is that she never meets one.

First publication Oct 27, 1905.

Notice for Publication.

Homestead Entry No 29925

DEPARTMENT OF THE INTERIOR,
Land Office at Phoenix, Arizona.
October 21, 1905.

Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before Frank Bryant, clerk of the district court in his office, at Solomonville, Arizona, Wednesday December 20, 1905, viz:

Charles Krueger, of Safford, Arizona, for the w ½ NE ¼, E ½ NW ¼, Sec 31, Tp 7 S, R 26 E, G. & S. R. B. & M.

He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz:

Thomas Smith, Robert A Smith, Robert A. Duncan and John Morris all of Safford Arizona.

MILTON R. MOORE, Register

Notice to Creditors

Estate of W. C. Warren, deceased.

Notice is hereby given by the undersigned, John J. Birdno, administrator of the estate of W. C. Warren, deceased, to the creditors of, and all persons having claims against said deceased, to exhibit them, with the necessary vouchers, within ten months after the first publication of this notice, to said administrator at his office at Safford, Arizona Territory, the same being the place for the transaction of the business of said estate in the county of Graham, territory of Arizona.

Dated November 3, 1905.

JOHN J. BIRDNO,
Administrator of the estate of W. C. Warren, deceased. 36-4t

Notice of Hearing Petition For Probate of Will.

In the Probate Court of the county of Graham, territory of Arizona.

In the matter of the estate of John Haynie, deceased.

Notice is hereby given that Wednesday, the 6th day of December, A. D. 1905, at ten o'clock a. m. of said day, and the court room of said court, at the court house in Solomonville, county of Graham, and territory of Arizona, have been appointed as the time and place for proving the will of said John Haynie, deceased, and for hearing the application of Thomas Bell for the issuance to him of letters of administration with the will annexed thereon.

Witness my hand and seal of said Court, this 6th day of November, A. D., 1905. [SEAL]

P. C. LITTLE,
Clerk of the Probate Court.
37-4t

Ordinance No. 14.

An ordinance to prohibit drunkenness,

Be it ordained by the Mayor and the Common Council of the town of Thatcher, Graham county, Arizona.

Sec. 1: Any person who shall appear at any public gathering within the corporate limits of the town of Thatcher under the influence of, or who shall be drinking liquor at any gathering shall be guilty of a misdemeanor.

Sec. 2: Any person who shall appear on the public streets or grounds within the corporate limits of the town of Thatcher under the influence of liquor shall be guilty of a misdemeanor.

Sec. 3: Any person who shall sell, give, or in any way cause to be sold or given to another person within the corporate limits of the town of Thatcher, any wines, distilled, malted spirituous, or intoxicating liquors, except upon the prescription of a licensed physician for medical purposes shall be guilty of a misdemeanor.

Sec. 4: Any person violating this ordinance, upon conviction thereof, shall pay a fine of not less than $5 00, nor more than $300, to be collected upon execution ensued by the convicting magristrate, served by the town marshal.

Sec. 5: This ordinance shall take effect and in force from and after it's passage.

Passed by the Common Council of the town of Thatcher, this 7th day of November, 1905.

E. C. PHILLIPS,
Mayor.
J. W. WELCH,
Clerk.

Ordinance No. 15

Prescribing licenses for business concerns in general.

Be it ordained by the Mayor and Common Council of the town of Thatcher, Graham county, Arizona, viz:

Sec. 1: A license tax shall be paid by all persons, corporations or companies following or engaging in any persuit, business, trade, occupation or employment hereinafter named in the town of Thatcher, Arizona, and said license tax shall be paid as follows;

1st: Every dealer in merchandise, not including liquors, carrying a stock of the valuation of $10,000 or upwards, 1st class, per quarter, $10.

2nd: Those carrying a stock of the value of $5,000 to $10,000, second class, per annum $30.

3rd: Those carrying a stock of a valuation less than $5,000 and more than $2,500, third class, per annum $15.

4th: Those carrying a stock valued at less than $2500, fourth class, per annum $10.

5th: Every druggist carrying a stock valued at $3,000 or less, per annum $20.

6th: Keepers of hotels, first class, per annum $20.

7th: Keepers of hotels, second class, per annum $10.

8th: Keepers of lodging houses per annum $10.

9th: Proprietors of flour mills per annum $20.

10th: Express companies, per annum $30.

11th. Laundries, per annum $10.

12th: Restaurants, per annum $10.

13th: Bakeries per annum $10.

14th: Saddlers and harness makers, per annum $10.

15th: Photographers, per annum $10.

16th: Blacksmiths, per annum $10.

17th: Livery and feed stables, per annum $10.

18th: Meat markets, per annum $10.

19th: Ice plants, per annum $15.

20th: Telephone companies, per annum $10.

21st: Banks of loan and discount, per annum $30.

22nd: Drays, job and express wagons per annum $10.

23rd: Milliners, per annum $10.

24th: Keepers of service stallions and Jacks, per annum $10.

25th: Life Insurance and real estate agents, per annum $10.

26th: Confectionets and keepers of refreshments stands per annum $10.

27th: Barbers, per annum $10.

28th: Stone cutters and finishers, per annum $10.00

Sec. 2: Any person carrying on any business mentioned in this ordinance without payment in advance of the license tax above specified for same shall be guilty of a misdemeanor, and upon conviction thereof shall pay a fine of not less than $25 and not more than $300, to be collected upon execution issued by the convicting magistrate served by the town marshal.

Sec. 3: Every person subject to a license tax under the provisions of this ordinance shal l keep such license posted in a conspicuous place in his place of business.

Sec. 4: This ordinance shall take effect and be in force from and after its passage.

Passed by the Common Council of the town of Thatcher, this 7th day of November, 1905

ED. C. PHILLIPS,
Mayor.
J. W. WELCH,
37-3t Clerk.

Notice by Clerk of Day Fixed for Hearing Return of Sale of Real Estate.

In the Probate Court of the county of Graham, Territory of Arizona

In the matter of the estate of Francis O. Despain, a minor.

Pursuant to an order of the Probate Court, made on the 9th day of November 1905, notice is hereby given that Edgar Sessions the guardian of the estate of said minor made to the said Court, and filed in the office of the clerk thereof on said day a return of sale made by Edgar Sessions, on the 3rd day of October 1905, under a previous order of said Court, of the following real estate, and for the following named sum, to-wit:

An undivided one-fifth interest in and to the following described real estate, situated in Graham county, Territory of Arizona, viz: Commencing at the southeast corner of the southeast quarter of the northeast quarter of section 10, in township 7 south, of range 25 east, of Gila and Salt River Base and Meridian; thence west 40 rods; thence north 40 rods thence east 40 rods; thence south 40 rods to the place of begining; which said above described real estate was sold for the price and sum of eighty dollars, as will more fully appear from said return filed as aforesaid, and to which reference is hereby made for further particulars.

And notice is hereby further given that Thursday, the 30th day of November, 1905, at 10 o'clock a. m., at the court room of said court at the court house in Solomonville, county of Graham; has been fixed for hearing the said return, when and where any person interested in the said estate may appear and file written objections to the confirmation of said sale, and may be heard, and may produce witnesses in support of such objections.

Dated November 9, 1905.

P. C. LITTLE, Clerk.
38-2t

LEGAL

M. J. Egan,
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SOLOMONVILLE ARIZONA

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Attorney-at-Law.
SOLOMONVILLE and SAFFORD, ARIZONA
Practices in all Federal and Territorial Courts
Searching County Records a Specialty

Safford Lodge No. 16, F. & A. M. Stated meeting Saturday evenings on or before the full moon, each month.

C. T. REYNOLDS, W. M
W. D. FRENCH, Secretary.

This Space Belongs to the St. Joseph Stake and L D S Academy

To all in the Mormon Colony, South Eastern Arizona, greeting:

In this space will be found all notices, appoitments and general information for the benefit of the Latter Day Saints, and all others who are interested in the affairs of the St. Joseph Stake of Zion, and the Latter Day Saints Academy, situated in Thatcher. In this space will appear from time to time, doctrinal articles from the pen of President Andrew Kimball and others, clippings from Mormon publications, and defensive and complimentary articles. Correspondence is solicited, general news from each section of our stake, and from the missionary field and other places where our people have located.

Stake Presidency { ANDREW KIMBALL, WM. D. JOHNSON, CHAS. M. LAYTON.

WARD CONFERENCE APPOINTMENTS

Clifton, November 28th.
St. David, December 16 and 17.
San Pedro, December 17 and 18.

The Y. M. and Y. L. M. I. A. organizations and the religion class are expected to have representatives in attendance with stake presidency.

Regular stake conference will be held in the new meeting house in Thatcher on December 2nd and 3rd. Two members of the council of apostles, the president of the quorum. Francis M. Lyman and Rudgar Clawson will be in attendance. A cordial idvitation to attend is extended to all.

Relief Society conference will be held on Friday, December 1st, at Thatcher.

FAST DAY

Owing to the occurrence of the quarterly conference on the regular fast day in December, the valley wards will observe the fast on the Sunday previous, November 26th.

Pres. Wm. D. Johnson will visit Artesia on Nov. 26 to organize a "Branch" and a sunday school.

The names of Josephine Cluff, J. A. Woods, Jr., and Joseph Carpenter will be found in the Home Missionary appointments subsequent to the stake conference.

If you want a good shave or hair cut call on

J. W. RHODES,
Proprietor of
Safford's New Barber Shop

He is here to do your work and will appreciate your custom

To Well Borers

J. A. Lewandowsky, Douglas, Arizona, desires to contract to bore a well on his ranch near Douglas. Apply either in person or through the mail. P. O. Box 394. 38-4t

Go to Dr. Belt and have your teeth examined. The best is the cheapest. 36-4t

The GUARDIAN and New York World only $2.25.

Go To P. J. JACOBSON'S for.....

Studebaker Steel Skeins, and all kinds of harness, and Hardware.

New stock of Dry Goods, Shoes, Hats, Groceries, Patent Medicines, Trunks and Dress cases.

In fact anything you need at Lowest prices.

Office of United States Forest Service for Mount Graham Reserve is located in the Ijam's building, two doors south from Dr. W. E Platt's drug store. Office days: Monday and Saturday of each week. Address communications to John W. Farmer, Ranger in charge.

It's Up to You

Remember it's free. See this machine. Read our offer. A natural tone talking and singing machine, worth $12.00, free to everyone whose cash purchase amounts to $25 00, before January 1, 1906.

Call at our store and hear the specially prepared records of bands and other instrumental music, songs, stories, and recitations, and assure yourself that this is the best offered.

See the machine and learn how easily you can get it.

We have the finest line of holiday goods, not cheap shoddy things put good useful articles for your children, your wives, husbands, sisters, brothers, babies and sweethearts. Fruits, nuts and candies.

Our dry goods line was never better, anything that can be found in a first-class dry goods store can be found here, at prices that defy competition.

Layton, Allred & Co.,
Thatcher, Arizona

THE ONLY SECOND-HAND WHISKEY.....

In the Territory is kept at the Midway

Call and inspect it. There is also kept on hand Cigars and other Beverages that have never been used

BILLY ROBERTSON, Prop

Local News

Ed. Grider was a visitor in Safford from Globe last Sunday and Monday.

Teams Wanted, to haul lumber, apply at Geo. P. Jacobson, Safford. 2t

Judge Blake came up from the strip last Friday and returned Saturday.

Did you ever think how much trouble was caused in this world by "blabbing."

Ernest Jeter has accepted a position in the El Paso store, with Morris Simon.

Capt. Thos. Sutton of the Los Angeles barracks, spent first of the week in the valley capital.

The Valley milling company is still paying the highest cash price for wheat. 2-tf

After spending about three weeks here with her husband Mrs. D. W. Wickersham returned to Los Angeles last Monday.

After a man has passed middle age, his romance is likely to come along hand and hand with a widow and some children.

Know all men by these presents, that I, M. E. Brenner, surgeon dentist, resident of Safford, do solemnly agree to cause any one as much pain in extracting a tooth as any traveling dentist. 37-tf

When a woman complains that she lives in a gossipy town, you can depend upon it that she has been doing something to be "talked" about.

The Hugh McMullin residence property, on east side of Safford, acre property with 8 room house, with large hall, 4 rooms up-stairs; trees, windmill, good well, brick milk house. A bargain at $1400. Easy terms at 7 per cent. H. W. Bishop, Solomonville, Arizona, Box 24. 35-tf

Mrs. C. D. Reppy returned to her home in Florence Tuesday. It is quite likely that Mr. Reppy will be kept busy all winter in securing rights-of-way through the valley for the railroad. If such is the case, Mrs. Reppy will return and they will make their home in Safford.

Geo R. York, of Morenci, came down to Safford last Saturday and returned Tuesday. It would appear from the low, threatening mutterings being indulged in by several of the young fellows in town that Mr. York succeeded in monopolizing the attention of one of Safford's fairest daughters while here.

Mrs Geo. A. Olney has been requested by Mrs. W. F. Nichols, superintendent of the ladies department of the territorial fair at Phoenix, to collect a varied assortment of ladies' handiwork to be put on exhibition at Phoenix during the fair. The ladies of the valley should give Mrs. Olney all the assistance possible in this work.

A Thanksgiving Toast

Written for the Guardian by "Virginia"

'Tis not to him who has his friend,
And sits about his turkey,
That I propose this little toast
All hasty, short and jerky,
But unto him who sits alone
And dreams of by-gone revels,
And unto him who dines today
With well-known, dark blue devils,
We merrymakers lift our cups
And drink, "May next Thanksgiving
Bring better luck to every chap
That's sorry now he's living."

How to Cure Corns and Bunions

First, soak the corn or bunion in warm water to soften it; then pare it down as closely as possible without drawing blood and apply Chamberlain's Pain Balm twice daily, rubbing vigorously for five minutes at each application. A corn plaster should be worn a few days to protect it from the shoes. As a general liniment for sprains, bruises, lameness and rheumatism, Pain Balm is unequaled.

For sale by the Safford Drug Co., Safford; Thatcher Drug Co., Thatcher; H. P. Wightman, Pima.

Safford Auction ..Exchange..

(*BIRDNO BUILDING*)

Every Saturday Afternoon
Sale Commences at 2 O'clock

J. A. Macdonald, Manager

Kodol DYSPEPSIA CURE

DIGESTS WHAT YOU EAT

The $1.00 bottle contains 2½ times the trial size, which sells for 50 cents.

PREPARED ONLY AT THE LABORATORY OF
E. C. DeWITT & COMPANY, CHICAGO, ILL.

"SOLD BY THATCHER DRUG STORE. SAFFORD DRUG CO. FRANK A. CLUFF."

The Guardian.

NOVEMBER 24, 1905

Entered in the postoffice, Safford, Arizona, as second-class mail matter.

A CONSTITUTIONAL CONVENTION

A writer in the current issue of the *Forum* calls attention to the almost unknown and unappreciated fact that the country is dangerously near a constitutional convention. According to a provision of Article V, of the Federal Constitution, a convention to amend that document is imperative when demanded by the legislatures of two-thirds of all the states. As there are now forty-five states, the requisite proportion is thirty. Already twenty-two states, or only eight less than the necessary number, are on record either as requesting the convention to be called or as advocating the reform which is desired by amendment.

The purpose sought in this popular expression, says the *Citizen*, is the election of senators by the direct vote of the people. Ten or fifteen years ago, when the subject was comparatively new, the legislatures of Indiana, Ohio, Minnesota and other states contented themselves with asking congress to enact the necessary constitutional amendment and submit it to the states for ratification. After the house of representatives had four times favorably acted, with the senate persistently ignoring the question, the tone of the legislatures became more emphatic, and of late years all of the legislative resolutions have been in the form of a request for a convention. The states which are on record as favoring the popular election of senators are Montana, Iowa, Nevada, Wisconsin, Oregon, Colorado, Washington, Idaho, Nebraska, Tennessee, Pennsylvania, Michigan, Minnesota, South Dakota, Utah, Kentucky, Indiana, Florida, North Carolina, North Dakota, Ohio and Wyoming. Here then, are twenty-two states either asking directly for a constitutional convention or apparently willing to make that request at the earliest possible moment; but even this list does not include Virginia, Illinois, Texas, South Carolina, Alabama, Mississippi, or Louisiana, in each of which states popular primaries for choice of Senator have either been actually adopted or are very generally favored.

It is not necessary to discuss the reasons assigned by the various legislatures for a change in the system of electing senators. These are, in the main, that legislative deadlocks would be avoided; that the time now devoted to senatorial elections would be utilized by enacting state laws; the corruption and consequent scandal would disappear and that, above all, the will of the people would be directly expressed. The point now to be emphasized is that the country is much nearer to a constitutional convention than is generally known. Twenty-two states have either asked for the convention or indorsed the proposed amendment, with seven other states in line without formal action, making twenty-nine out of the requisite thirty. The situation is sufficient to warrant serious consideration. The country does not want a constitutional convention. It would be impossible to restrict its work to the single question of senatorial election. Every proposition which has been introduced in congress during the last fifty years would probably be submitted, and many of the most plausible and apparently necessary suggestions would find many advocates. There would be weeks, and perhaps months of discussion with consequent uncertainty and agitation. The constitution is neither perfect nor sacred, but at the same time it is to be seriously doubted whether it can be improved by tinkering with it through the medium of a convention.

If we are to have a change in the method of electing senators—although the wisdom of the change is not wholly apparent—it would be vastly better to adopt the method of state primaries now in vogue in Virginia, Texas, Illinois and elsewhere, than to burden the people with the expense and danger of a constitutional convention. It behooves the friends of even popular senatorial elections, therefore, to give careful heed to their future actions. Let them remember the story in the Arabian Knights, of the sailor, who, finding a jug upon the seashore, opened it and released a genie, who could not again be imprisoned. A convention to amend the federal constitution is a serious matter. It might lead to worse evils than the present system of electing senators.

An effort is being made by the authorities of Nevada to have a Swede deported because he is an anarchist. He had made application for citizenship papers and had answered all the questions put to him by the judge satisfactorially until he was asked if he believed in the doctrine of anarchism. He replied that he did and repeated it. Then said he believed all governments should be overthrown. He was denied citizenship papers and an effort is now being made to have him deported. It is to be hoped the effort will be successful, for we have enough crazy Americans without taking any foreign surplus of that class of goods.

The first apology from Granny Hughes on his report of "we, the people" joint statehood meeting held in Tucson last Monday night, appeared in the *Star* Wednesday morning. We are not surprised at this; more will follow. It is hard enough for Granny to tell the truth at any time, to say nothing of an occasion in which he is particularly interested. If we get joint statehood he expects a fat job.

In the *Star* of last Tuesday Granny Hughes says a large and enthusiastic meeting of joint statehooders met in Tucson and telegraphed the president that "we, the people of Tucson and Pima county, unanimously declare for joint statehood," etc. Granny must have had a pipe dream when he wrote that article. The truth of the matter is that just forty six men of European and Mexican decent, a large per cent of whom have either been repudiated by the people or never did represent any one but themselves, and seventeen negroes were present. If this bunch is "we, the people of Tucson and Pima county," deliver us from Tucson and Pima county.

The people would like to know who employed Col. Herring, the boss corporation lawyer of the territory, and representing the entire Phelps-Dodge interests, as associate counsel for Graham county in the tax cases before the supreme court. He would make fine counsel for the county when he was there representing those fighting the county's interest.

The rebuke administered by Atty. Gen. Clark to those district attorneys who went to the supreme court to fight for the mining companies instead of the people they represent was well deserved. When district attorneys will go out of their way to fight the people's rights and battle for rich corporations in an endeavor to save them paying their just proportion of taxes, the people are not apt to forget them.

Creditor's Sale of Millinery Goods

Commencing Saturday November the 25th and Continuing Until Sold

THE COMPLETE STOCK OF MILLINERY OF MRS. E. J. HARRIS, OF GLOBE, ARIZONA,

Consisting of Trimmed and Untrimmed Hats, Plumes, Baby Hoods, Hat Trimmings, Ribbons, etc., etc.

At Prices Simply Unheard of Anywhere

From 20 to 40 Per Cent Off the Value

And will take Poultry, Turkeys, Fruits, Eggs or Vegetables, in exchange at the top market price. I will offer this Stock for sale at the

Birdno Store Building

Safford, Arizona

Commencing Saturday November 25, at 10 a. m.

.....Remember the Place.....

C. J. CONNER, *AGENT*

CITY DRAY.

Z. C. PRINA, Prop.

Prompt attention given to orders to and from depot.

Household goods moved to any part of the city at a reasonable charge.

Improve Your Appearance.....

By having me examine your teeth and having them properly filled and the bad ones extracted by the guaranteed

Painless Method

namely the administration of Somoforme, the only general anesthetic which has never proved fatal.

Dr. J. G. Belt

Modern Dentistry

This Space Belongs to

H. W. Bishop

SEE HIM IF YOU WANT A BARGAIN IN VALLEY RANCHES

Solomon Commercial Company

PRICES

To Fit Your Pocketbook

Our stock of Fall and Winter Clothing is complete. We can fit your figure and your Pocketbook as well. Tell us about what you would like to pay for Clothing and we will show you a suit that will more than fill your expectations. Whether it's a ten dollar or twent-five dollar suit, we'll give you the best your money can buy, and insure you perfect satisfaction at any price

Ladies' Hats, Wraps and Skirts at Prices Specially Attractive

Solomon Commercial Co.

SOLOMONVILLE, ARIZONA

Change in the BUSINESS ....of the....

Cyclone

On January 1st there is to be a change in the business. From now until January 1st we Must Sell Every Dollar of the Goods Now in Stock, if possible. In order to do so we will make the following Cut Prices:
On all Ladies' Hats a Discount of 20 per cent On all Ladies' Wraps a Discount of 10 per cent We Must Sell Shoes, so in order to do so, will Discount Them 10 per cent.

Now, About the Buggy

On Wednesday, December 27th, we want everyone who brought in their Keys to be here and we will give the Buggy away to someone who had a key unless the key that unlocks it comes in before that time. It won't cost the one who gets it a cent, and you won't have to buy a Dollar's Worth of Anything
No matter what price any store makes, we Sell for Less. We are the only people who Help You. Other stores here simply get what money they can from you and Never Help You get a Dollar. We handle more of what you raise than all the stores in the valley. So let your friends have your business

J M Foster

Rates to Fair

Tucson, Ariz, Nov. 9, 1905.
Luther Green, Esq.,
Solomonville, Arizona.

Dear Sir: Replying further to your letter of October 30th with reference to excursion from Gila Valley, Globe and Northern points to Phoenix account Arizona Territorial Fair, December 4th and 9th. You are no doubt aware our line in connection with the Southern Pacific and Maricopa, Phoenix & Salt River Valley have made a rate of four cents per mile for the round trip, from all Gila Valley, Globe & Northern points, and in view of the fact we have named such a very low rate we could not afford to run an excursion as suggested by you, even if it were possible to secure sleepers, etc., which at the present time we cannot do.

I trust the present arrangement will be very satisfactory.

Yours very truly.
Signed: EPES RANDOLPH.

One way for a woman to avoid wrinkles is to have supreme faith in her husband.

When a man helps a woman with the house-work, she has to drop what she is doing and wait on him.

This is as true as gospel: If you make a visit longer than a couple of days, your left ear will burn after you go home.

The GUARDIAN and New York World only $2.25.